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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

FITNESS INTERNATIONAL, LLC

Plaintiff,

-vs-

LEAH ALSPAUGH and DOES 1
through 50, inclusive,

Defendant.

Case No.: 8:22-CV-01800-DOC-DFM

**FITNESS INTERNATIONAL, LLC'S
SUPPLEMENTAL MEMORANDUM
RE: LEAH ALSPAUGH'S
CONTINUING VIOLATION OF THE
COURT'S PERMANENT
INJUNCTION**

[Filed concurrently with Declaration of
Mindy Stokesberry]

Hearing

Date: September 29, 2023

Time: 9:00 a.m.

Courtroom: 10A

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1 Plaintiff FITNESS INTERNATIONAL, LLC (hereinafter “Fitness”) respectfully
 2 submits the following supplemental memorandum regarding defendant LEAH
 3 ALSPAUGH’s (hereinafter “Alspaugh”) continuing violation of the Permanent
 4 Injunction entered by this Court on May 8, 2023. [Dkt. 81.]

5 **A. Further Harassing Emails From Defendant Alspaugh**

6 On September 20, 2023, Defendant Alspaugh sent four (4) emails to Fitness’ Vice
 7 President of Human Resources, Mindy Stokesberry, with increasingly cryptic yet
 8 threatening messages.

9 At 11:14 a.m., Defendant Alspaugh sent the following message:

10 I left you a message with hr. I was eye fucked by a female
 11 staff member . Please let the staff know that if you want to
 12 be Cinderella then it is a slipper that she wore. I also got the
 13 recordings from the irs and probate of our 2014 lease
 14 agreement and I need my quarter of million dollars that God
 15 damn Cinderella took . I will be back on the first . Catch a
 16 rainbow today. OH AND FIND SOMEONE TO
 17 TRANSFER TO TEAMS . END OF TERMS WITH
 18 SKYPE ON OCTOBER 1ST.

19 [Stokesberry Decl., at ¶2 and **Exhibit A** attached thereto.]

20 At 11:29 a.m., Defendant Alspaugh sent the following message:

21 You might want to also inform that lady from Georgia Diane
 22 Alexander about the end of term with skype since she so
 23 convienenantly knocked off my phone lines to my la fitness
 24 platform and if she fucking touches my phones again I will
 25 tow her good damn Acura.

26 [Stokesberry Decl., at ¶2, and **Exhibit B** attached thereto.]

1 At 12:25 p.m., Defendant Alspaugh sent the following message:

2 End of term with Jean too.. He does not live in the United
3 States we don't have clubs in Peru he doesn't even
4 understand Ignacio and he cannot make anymore fucking
5 decisions for re la fitness. He garnished my wages in 2012
6 and we used them to pay my tax lien and that is all there is
7 to say and if I hear him name again I will go directly to the
8 source.

9 [Stokesberry Decl., at ¶2, and **Exhibit C** attached thereto.]

10 At 10:30 p.m., Defendant Alspaugh sent the following message:

11 Webex cisco system software is the more compatible to the
12 phone system it's not compatible with Microsoft edge and
13 neither am I put it is inequal to platform that is rolling in peru
14 for some fucked up reason.

15 [Stokesberry Decl., at ¶2 and **Exhibit D** attached thereto.]

16 As the above demonstrates, Alspaugh is continuing to violate this Court's order
17 by communicating with Fitness personnel regarding LA Fitness' business and
18 employees. Fitness therefore requests that the Court fashion an appropriate remedy to
19 compel Alspaugh to comply with the Court's Order re Permanent Injunction and cease
20 her infringing, fraudulent and harassing conduct.

21
22 DATED: September 21, 2023

YOKA | SMITH, LLP

23
24 BY: 

25 ALICE CHEN SMITH
26 CHRISTINE C. DE METRUIS
27 Attorneys for Plaintiff, FITNESS
28 INTERNATIONAL, LLC